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THIS TELECOPY IS INTENDED ONLY FOR THE USE OF THE PERSON TO WHOM IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

Date: June	27, 2005	Time:	247982				
Number o	f pages (including this page): 12	F&B File No.:	51984- 247982	Rec.:	616		
From: L	ynn C. Cameron	Telephone Num	ber:	612/7	66-8073		
C	fail Stop Petitions ommissioner for Patents atent & Trademark Office, Technology	ogy Center 3600, A	Phone No	o.: 703-3			
	: MARK E. ABDELLA et al. : 10/026,670	Examiner: Group Art Un	•	oson, Hu	gh B.		
Filing Date Title:	: December 21, 2001 REVERSIBLE DOOR HAVING MORTISE HARDWARE						

Attached in connection with the above-captioned patent application are the following documents:

- 1. Request for Reconsideratin of Dismissal of Petition to Withdraw Holding of Abandonment Office Action not Received (2 pages)
- 2. Declaration of Kerry R. Thompson in Support of Petition to Withdraw Holding of Abandonment Office Action (3 pages)
- 3. Exhibits A through Exhibit E 16 pages)

If you do not receive all pages, please call the Fax Center at 612/766-1650 or Kristine Stefano at 612/766-7781.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): MARK E. ABDELLA et al.

Examiner:

Thompson, Hugh B.

Appln. No.: 10/026,670

Group Art Unit: 3634

Title:

Filing Date: December 21, 2001

REVERSIBLE DOOR HAVING

Docket No.

51984-247982

MORTISE HARDWARE Mail Stop Petitions

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

I CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE U.S. PATENT AND TRADEMARK OFFICE (FAX

ristine Stefano

No. (703) 872-9306), ON JUNE ____, 2005. strice >

REQUEST FOR RECONSIDERATION OF DISMISSAL OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT - OFFICE ACTION NOT RECEIVED

1. I hereby request reconsideration of the petition to withdraw the holding of abandonment in this case, on the basis that the Office Action forming the basis of the abandonment was not received.

2. I hereby state:

- the Office Action identified in telephone conversation between the (a) Applicant and the Examiner on December 8, 2004, was not received. In this conversation, the Non-received Office Action was indicated as mailed on June 4, 2004.
- (b) A search of the file jacket and the docket records in our office indicates that this Office Action was not received.
- 3. A copy of the docket record where the non-received Office Action would have been entered had it been received and docketed is attached as Exhibit A to the Declaration of Kerry R. Thompson in Support of Petition to Withdraw Holding of Abandonment - Office Action Not Received.
- 4. As additional evidence of non-receipt of the Office Action, there are also attached as exhibits to the declaration

Serial No.: 10/026,670

Page 2

(a) Copies of records that disclose the receipt of other correspondence mailed from the PTO on or about the mailing date of the non-received Office Action that evidence the docketing of Office Actions in other cases in our office.

(b) A statement from the person(s) who would have handled the Office Action had it been received in the form of a Declaration of Kerry R. Thompson in Support of Petition to Withdraw Holding of Abandonment – Office Action Not Received.

(c) (NEW) A dock-x report listing all responses in our firm with a due date at and around September 4, 2004.

5. In consideration of these submissions, it is again respectfully requested that the holding of abandonment be withdrawn.

6. Applicant requests a new copy of the Non-Received Office Action and that the Non-Received Office Action be accorded a statutory reply period corresponding to a new mailing date.

7. The Examiner stated in a telephone conversation with Applicant on December 9, 2004, that pursuant to the language of the Manual of Patent Examining Procedure at Ch. 711.03(c)1a, no fee is necessary with this Petition. Therefore, no fee is believed necessary at this time. However, if this assumption is in error and a fee is required, the Commissioner is authorized to charge our Deposit Account No. 06-0029 and is requested to notify us of the same.

The grant of this petition is respectfully requested.

Respectfully Submitted,

MARK E. ABDELLA et al.

By:

Lynn C. Cameron, #44,581 FAEGRE & BENSON LLP 2200 Wells Fargo Center

90 South Seventh Street Minneapolis, MN 55402-3901

612/766-8073

Dated: June <u>1</u>, 2005

M2:20718027.01

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): MARK E. ABDELLA et al. Examiner: Thompson, Hugh B.

Appln. No.: 10/026,670 Group Art Unit: 3634

Filing Date: December 21, 2001

Title: REVERSIBLE DOOR HAVING | Docket No. 51984-247982

MORTISE HARDWARE

Mail Stop Petitions Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 I CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE U.S. PATENT AND TRADEMARK OFFICE (FAX No. (703) 872-9306), ON JUNE 7, 2005.

int = 2003.

DECLARATION OF KERRY R. THOMPSON IN SUPPORT OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT - OFFICE ACTION NOT RECEIVED

- I, Kerry R. Thompson, declare and state the following:
- 1. I have been employed at the law firm of Faegre & Benson LLP for the last five years. My position currently and for the last two years is as a Paralegal in the Intellectual Property Group.
- 2. I am responsible for reviewing and docketing incoming correspondence from the United States Patent and Trademark Office according to docketing procedures in place in the Minneapolis, Minnesota office of Faugre & Benson LLP.
- 3. The policy in our office is that all mail from the USPTO is directed to me for docketing.
- 4. Our docket records for this matter do not reflect receipt of an Office Action for this Application Serial No. 10/026,670, mailed June 4, 2004.

Serial No.: 10/026,670

Page 2

- 5. I have inspected the file jacke: of Application Serial No. 10/026,670 and determined it does not include any copy of an Office Action, mailed June 4, 2004.
- 6. As of December 8, 2004, Faegre & Benson LLP had not received an Office letter from the U.S. Patent and Trademark Office requiring a reply or amendment to the Application Serial No. 10/026,670.
- 7. Attached hereto is Exhibit A, which is a printout of our docket system entries for Application Serial No. 10/026,670. Exhibit A is a copy of records that would disclose the receipt of any Office Action mailed from the USPTO on or about the mailing date of June 4, 2004 of the non-received Office Action. Exhibit A evidences the non-receipt of the Office Action mailed June 4, 2004.
- 8. Attached hereto is Exhibit B v/hich is a printout of our docket system entries for Application Serial No. 10/154,645 showing receipt of an Office Action mailed June 4, 2004 under column heading "BASE" and row including "FR N FINAL REJECTION (AA)." Exhibit B shows that another Office Action mailed by the USPTO on June 4, 2004 was entered into our docket system for a case unrelated to this application.
- 9. Attached hereto is Exhibit C which is a printout of our docket system entries for Application Serial No. 10/420,523 showing receipt of an Office Action mailed June 3, 2004 under column heading "BASE" and row including "R2 N RESPONSE TO OA (2MO)". Exhibit C shows that this correspondence mailed by the USPTO on June 3, 2004 was entered into our docket system for a case unrelated to this application.
- 10. Attached hereto is Exhibit D v/hich is a printout of our docket system entries for Application Serial No. 10/151,199 showing receipt of a Notice of Allowance (as evidenced by required payment of "ISSUE FEE") under column heading "BASE" and row including

Serial No.: 10/026,670

Page 3

"IF N ISSUE FEE". Exhibit D shows that this correspondence mailed by the USPTO on June 3, 2004 was entered into our docket system for a case unrelated to this application.

11. Attached hereto is Exhibit E, which is a report from our docket system showing a list of all responses in our firm with a due date at and around September 4, 2004, and, in particular, between August 22 and September 18, 2004. As can be seen in this report, a response to an Office Action for the above listed patent application is not included, since it was not received.

The undersigned declares further that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully Submitted,

MARK E. ABDELLA et al.

Rv

Paralega

FAEGRE & BENSON LLP 2200 Wells Fargo Center 90 South Seventh Street Minneapolis, MN 55402-3901

612/766-7226

Dated: June <u>3</u>, 2005

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EXHIBIT A

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EXHIBIT C

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M3 N	3RD MAINT	FEE DUE		10/	26/2004	138 N	1	4/26/2016	1	<u> </u>	10/	26/2016		l		ال	6 M	YY	14	
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UNVENT				-, l				Ceaphine I	10			, [
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EXHIBIT D

PRIOR A	PPLICATION	NS .							-		
REFERENCE	Z /	CMTRY	SERIAL!	IILB) TTT	LE / DESCRIPTIO				TYPE	
281125		JP	2001-150869	5/21/2		SATIVE-WORKIN MPOSITION AND OTOSENSITIVE I	NEGATIVE-	WORKING	NG PLATE	APPL	
p	US		WILE FRELDS				PATENT FI	ELDS			
ant					SMALL ENTITY	No	-	ART UNIT	1752	;	
WA .					CLAIRES				Chu, John S Y		
PBL/	US-2003	-0087177-	A1		PUBLICATION	5986					
P92125US0 NOTES BB# 35246-1			0/28/2002 MODE	11 23/	2004 BY KJ	H PAY N AT	TTORNEYS	SBM /	PWB] / NIL		
PTA on NOA	A is 164 day	/ 5									

EXHIBIT D
Page 2

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PATENT USER ACTION REPORT BY DUE DATE

FROM: 8/22/2004 THROUGH: 9/18/2004 STATUS: ACTIVE COUNTRY:US ACTION: RE, FR, R1, R2, IF

REFERENCE	PTO Serial No.	BARKTITLE	COUNTRY	ACTION	DUE DATE	FINAL	RESPONSE
236984	10/006,865	LATERAL MOTION MEMS	US	ISSUE FEE	8/25/2004	8/25/2004	7/30/2004
248454	10/176,384	ENHANCEMENTS FCR	US	RESPONSE TO OA	8/27/2004	11/27/2004	8/6/2004
220116		SYSTEM FOR TWO	US	NTC NONCOMP AMEND	8/30/2004	1/30/2005	9/3/2004
237216	10/084,240	BULKING AGENT NEEDLE	บร	RESPONSE TO OA	9/1/2004	12/1/2004	9/1/2004
275947	10/279,527	DIALYSIS SOLUTION SYSTEM	US	RESPONSE TO OA	9/2/2004	12/2/2004	7/19/2004
277925	10/235,329	ELECTRO-OPTIC SPATIAL	US	ISSUE FEE	9/2/2004	9/2/2004	8/10/2004
241838	10/015,093	METHOD OF MAKING	US	FINAL REJECTION	9/3/2004	12/3/2004	9/3/2004
277926	10/151,199	NEGATIVE-WORKING	US	ISSUE FEE	9/3/2004	9/3/2004	9/2/2004
307908	10/231,306	LORDOTIC FUSION	US	RESPONSE TO OA	9/3/2004	12/3/2004	12/2/2004
229958	10/131,881	PHOTOCHROMIC RESISTANT	US	RESPONSE TO OA (RCE)	9/4/2004	12/4/2004	9/9/2004
301587	10/154,645	LOTTO GAME	US	FINAL REJECTION	9/4/2004	12/4/2004	8/2/2004
307900	10/261,082	SKELETAL STABILIZATION	US	RESPONSE TO OA	9/4/2004	12/4/2004	12/2/2004
228356		DETECTION ARTICLI: HAVING	US	FINAL REJECTION	9/8/2004	12/8/2004	9/8/2004
243534	10/051,326	METHOD FOR INFLUENCING	US	ISSUE FEE	9/8/2004	9/8/2004	8/24/2004
309153	10/140,220	SPINAL IMPLANT	US	RESPONSE TO OA	9/12/2004	2/12/2005	8/19/2004
228096		PUBLICLY DIRECTED MUTUAL	US	RESPONSE TO OA	9/15/2004	12/15/2004	8/5/2004
278674	10/304,502	METHOD FOR ACTIVELY	US	FINAL REJECTION	9/15/2004	12/15/2004	8/16/2004
241650		HEAD SUSPENSION WITH CHIP	US	FINAL REJECTION	9/16/2004	12/16/2004	8/16/2004
242407	10/124,292	RESIN FORMULATION	US	FINAL REJECTION	9/16/2004	12/16/2004	9/16/2004
244829	10/193.716	REGIMEN FOR TREATING	US	RESPONSE TO OA (1MO)	9/16/2004	2/16/2005	8/27/2004

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EXHIBIT E